DOCKET NO.: 60283-USA/FMC-1213 PATENT

Application No.: 09/763,682 Office Action Dated: July 1, 2004

This listing of claims will replace all prior versions, and listings, of claims in the application.

Listing of Claims:

- 1-11. (Cancelled).
- 12. (Previously Presented) A composition comprising a producer cell that expresses a molecule that is an inhibitor of the growth of a CNS tumor, the cell being encapsulated in a matrix that comprises an immunoisolating alginate having a G content of above 15%, wherein the molecule is endostatin, angiostatin, thrombospondin, or prolactin; the producer cell is encapsulated in a bead or microbead; and the alginate concentration within the bead or microbead increases from the center of the bead or the microbead to the outer rim.
 - 13. (Canceled)
- 14. (Original) The composition according to claim 12, wherein the alginate has a G content of above 50%.
- 15. (Original) The composition according to claim 12, wherein the alginate has a G content of 60%-80%.
- 16. (Original) The composition according to claim 12, wherein the alginate has a G content of 80%-100%.
- 17. (Previously Presented) The composition according to claim 12, wherein the cell's expression of endostatin, angiostatin, thrombospondin, or prolactin is switched on and off by an external pharmacological agent.
 - 18. (Canceled)
- 19. (Previously Presented) The composition of claim 12, wherein the CNS tumor is a brain tumor.
- 20. (Original) The composition according to claim 12, wherein the alginate is substantially free of endotoxin.
 - 21.-23. (Canceled)
- 24. (Currently amended) A method of producing the composition according to claim 12, comprising introducing, in a drop-wise manner, a mixture of the producer cells that express a molecule that is endostatin, angiostatin, thrombospondin, or prolactin and the alginate into a solution containing multivalent cations.

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25. (Original) A method of producing the composition according to claim 12, comprising the step of adding, in a drop-wise manner, an alginate solution containing at least one viable cell that expresses a molecule that is endostatin, angiostatin, thrombospondin, or prolactin to a calcium-containing solution.

- 26. (Original) A pharmaceutical composition comprising (a) the composition according to claim 12 and (b) a pharmaceutically acceptable carrier or diluent.
- 27. (Original) A method of treating a mammalian patient afflicted with a CNS tumor comprising the step of administering to the patient an effective amount of the pharmaceutical composition according to claim 26.
- 28. (Original) The method of treatment according to claim 27, wherein the CNS tumor is a brain tumor.
 - 29. (Canceled)
- 30 (Previously Presented) The method according to claim 27 wherein the wherein the producer cell is encapsulated in a bead or microbead and the alginate concentration within the bead or microbead increases from the center of the bead or the microbead to the outer rim.
 - 31. (Canceled)
- 32. (Previously Presented) The composition according to claim 12 wherein the producer cell comprises a plasmid that includes a nucleic acid sequence that encodes endostatin, angiostatin, thrombospondin, or prolactin.
- 33. (New) The method according to claim 24 wherein the solution containing multivalent cations is substantially free of sodium chloride.
- 34. (New) The method according to claim 25 wherein the solution containing multivalent cations is substantially free of sodium chloride.